

2009 DRAFTING REQUEST

Bill

Received: **09/19/2008**

Received By: **pkahler**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 6-2288**

By/Representing: **Grimsrud**

This file may be shown to any legislator: **NO**

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - misc**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Grimsrud, BB0034 -

Topic:

AFDC collections repayment to federal government

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pkahler 09/19/2008	jdyer 09/22/2008		_____			State
/P1			jfrantze 09/22/2008	_____	sbasford 09/22/2008		State
/P2	pkahler 01/29/2009	jdyer 01/29/2009	phenry 01/29/2009	_____	sbasford 01/29/2009		State
/1	pkahler 01/30/2009	kfollett 01/30/2009	nnatzke 01/30/2009	_____	cduerst 01/31/2009		State
/2	pkahler 02/01/2009	jdyer 02/02/2009	phenry 02/02/2009	_____	cduerst 02/02/2009		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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/3	pkahler 02/10/2009	jdye 02/10/2009	rschluet 02/10/2009	_____	mbarman 02/10/2009		
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FE Sent For:

<END>

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/P2	pkahler 01/29/2009	jdye 01/29/2009	phenry 01/29/2009		sbasford 01/29/2009		State
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/1	pkahler 01/30/2009	kfollett 01/30/2009	nmatzke 01/30/2009		cduerst 01/31/2009		

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2/2 ph *2/2 ph/nnd*

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/P1		P2 1/28 jld	jfrantze 09/22/2008		sbasford 09/22/2008		

FE Sent For:

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2009 DRAFTING REQUEST**Bill**

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Subject: Public Assistance - misc

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Pre Topic:

DOA:.....Grimsrud, BB0034 -

Topic:

AFDC collections repayment to federal government ✓

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/?	pkahler	PI 9/22 jld	9/22	Self			

FE Sent For:

<END>

2009-11 Budget Bill Statutory Language Drafting Request

- Topic: AFDC Collections Repayment to Federal Government
- Tracking Code: BB0034
- SBO team: Education, Children & Families
- SBO analyst: Sarah Grimsrud
 - Phone: 266-2288
 - Email: Sarah.Grimsrud@Wisconsin.gov
- Agency acronym: DCF
- Agency number: 437
- Priority (Low, Medium, High): High

Intent:

Create a sum-sufficient GPR appropriation limited to the purpose of repaying the federal government for its share of disputed AFDC overpayments recovered by the state in FFY01 and before. Reflect \$0 in each year in the appropriation schedule.

RESEARCH APPENDIX - Draft Transfer/Copy Request Form

- Atty's please complete this form and give to Mike Barman

(Request Made By: PJK) (Date: 9/19/08)



☐ Please transfer the drafting file for

2007 LRB to the drafting file

for 2009 LRB

The final version of the 2007 draft and the final Request Sheet will be copied on yellow paper, and returned to the original 2007 drafting file. A new cover sheet will be created/included listing the new location of the drafting file's "guts".

For research purposes, because the 2007 draft was incorporated into a new 2009 draft, the complete drafting file will be transferred, as a separate appendix, to the new 2009 drafting file. This request form will be inserted into the "guts" of the 2009 draft. If introduced, the appendix will be scanned/added to the electronic drafting file folder.

--OR--

☒ Please copy the drafting file for

2009 LRB - 0237 / P1 (include the version) and place it in the

drafting file for 2009 LRB - 0314

For research purposes, because the original 2009 draft was incorporated into another 2009 draft, the original drafting file will be copied on yellow paper (darkened/auto centered/reduced to 90%) and added, as a separate appendix, to the new 2009 drafting file. This request form will be inserted into the "guts" of the new 2009 draft. If introduced the appendix will be scanned/added to the electronic drafting file folder.

The original drafting file will then be returned, intact, to its folder and filed. For future reference, a copy of the transfer/copy request form will also be added to the "guts" of the original draft.



State of Wisconsin
2009 - 2010 LEGISLATURE

0314/PI
LRB-0237/PI
PJK:ld:md
keep

DOA...

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

J-note
(w 9-19)

DOA draft

✓

do not
gen

✓

the budget

1 AN ACT...; relating to: ~~liability for overpayments and making an appropriation.~~

↑ stays

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

PUBLIC ASSISTANCE

This bill creates a general purpose revenue appropriation for paying the federal government any remaining liability of the state to turn over to the federal government overpayments under the Aid to Families with Dependent Children Program (AFDC) that were collected by DWD after the commencement of the federal Temporary Assistance to Needy Families Program (TANF), which replaced AFDC.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 2 **SECTION 1.** 20.437 (2) (cr) of the statutes is created to read:
- 3 20.437 (2) (cr) *Liability for overpayments collected under the Aid to Families*
- 4 *with Dependent Children Program.* A sum sufficient to pay any remaining liability
- 5 to the federal government related to overpayments made under the program under

1 s. 49.19 that were collected by the department of workforce development after the
2 commencement of the federal Temporary Assistance for Needy Families Program
3 under 42 USC 601 to 619. The amount of any remaining liability shall be determined
4 by the secretary of children and families in consultation with the federal secretary
5 of health and human services.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

6 **SECTION 2.** 20.437 (2) (cr) of the statutes, as created by 2009 Wisconsin Act
7 (this act), is repealed.

****NOTE: This SECTION involves a change in an appropriation, but should not be reflected in the revised schedule in s. 20.005, stats., because of a delayed effective date.

8 **SECTION 9408. Effective dates; Children and Families.**

9 (1) OVERPAYMENTS UNDER AFDC. ✓ The repeal of section 20.437 (2) (cr) of the
10 statutes takes effect on June 30, 2011.

11 (END)

J. - wto

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

- 0314 / pldn
LRB-0237/P1dn

PJK/jld:md

keep

September 17, 2008
new date

Were any of these overpayments collected, or are any of these overpayments still being collected, by the Department of Children and Families?

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0314/P1dn
PJK:jld:jf

September 22, 2008

Were any of these overpayments collected, or are any of these overpayments still being collected, by the Department of Children and Families?

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.wisconsin.gov

Kahler, Pam

From: Grimsrud, Sarah - DOA [Sarah.Grimsrud@wisconsin.gov]
Sent: Thursday, January 29, 2009 9:37 AM
To: Kahler, Pam
Subject: RE: LRB-1667/1

Yes, the amount for FY11 is \$0.

Thanks Pam,

Sarah

Sarah E. Grimsrud
Executive Policy & Budget Analyst
State Budget Office
Division of Executive Budget & Finance
Wisconsin Department of Administration
(608) 266-2288

From: Kahler, Pam [mailto:Pam.Kahler@legis.wisconsin.gov]
Sent: Thursday, January 29, 2009 9:25 AM
To: Grimsrud, Sarah - DOA
Subject: RE: LRB-1667/1

Is the amount for FY 11 \$0?

From: Grimsrud, Sarah - DOA [mailto:Sarah.Grimsrud@wisconsin.gov]
Sent: Wednesday, January 28, 2009 5:52 PM
To: Kahler, Pam
Subject: RE: LRB-1667/1

Hi Pam,

The amount I would like to use in the 49.175 allocation in FY10 is \$13,183,900.

I OWE YOU A COFFEE FROM ANCORA OR STARBUCKS (YOUR PICK!) AFTER THE BUDGET IS INTRODUCED!

Sarah E. Grimsrud
Executive Policy & Budget Analyst
State Budget Office
Division of Executive Budget & Finance
Wisconsin Department of Administration
(608) 266-2288

From: Kahler, Pam [mailto:Pam.Kahler@legis.wisconsin.gov]
Sent: Wednesday, January 28, 2009 1:27 PM
To: Grimsrud, Sarah - DOA
Subject: RE: LRB-1667/1

Sarah:

Let me know the amounts you want added to s. 49.175 (1) for the overpayments liability when you know them. I

01/29/2009

will add them to LRB-0314.

Pam

From: Grimsrud, Sarah - DOA [mailto:Sarah.Grimsrud@wisconsin.gov]

Sent: Wednesday, January 28, 2009 12:14 PM

To: Malaise, Gordon; Kahler, Pam

Subject: LRB-1667/1

Hi Gordon and Pam,

I am sending you both this email because I am not quite sure how to get this all accomplished because it involves two different drafts. Gordon, there are a couple of things that I need changed to LRB-1667/1 to account for FY09 changes. I believe the changes to the Ch. 20 appropriations would be part of Section 9208 in the draft:

Ch. 20 Changes

1. I need to increase the GPR appropriation for 20.437(1)(cx) by \$3,000,000 for FY09.
2. I need to decrease the GPR appropriation for 20.437(2)(dz) by \$25,984,500 for FY09.

49.175 Changes

1. I need to increase the allocation amount for Kinship Care to \$23,885,800 (increase of \$306,000) for FY09 only other increases for FY10 and FY11 appear in another draft.
2. I need to increase the allocation amount for Emergency Assistance to \$7,700,700 (increase of \$2,600,000) for FY09 only. Other increases for FY10 and FY11 appear in another draft.
3. I need to create an allocation for AFDC overpayment liability of \$2,500,500 in FY09. The funding will come out of the existing TANF appropriations listed at the beginning of 49.175. For FY10 and FY11, there is a draft (LRB-0314/P1) creating a GPR sum sufficient appropriation (20.437(2)(cr)) equaling the remaining amount owed for the AFDC overpayment (I am trying to figure out exactly what that amount is considering the payments already made, and the interest that will accrue prior to FY10 beginning). This GPR appropriation will need to be referenced at the beginning of 49.175 in the 2009-11 budget. Because I am not sure of the remaining liability, I am not sure what the allocation will equal. In any event, the allocation under 49.175 for the overpayment liability will be repealed effective June 30, 2011, along with the corresponding appropriation.

I know this is really confusing, so please call me if you have any questions.

Thank you so much for your time (and patience)!!!

Sarah

Sarah E. Grimsrud
Executive Policy & Budget Analyst
State Budget Office
Division of Executive Budget & Finance
Wisconsin Department of Administration
(608) 266-2288



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-0314/P1

PJK:jld:jf

rmj

DOA:.....Grimsrud, BB0034 - AFDC collections repayment to federal government

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

don't go out

X

1 AN ACT...; relating to: the budget. ✓

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

PUBLIC ASSISTANCE

(GPR)

*

This bill creates a general purpose revenue appropriation for paying the federal government any remaining liability of the state to turn over to the federal government overpayments under the Aid to Families with Dependent Children Program (AFDC) that were collected by DWD after the commencement of the federal Temporary Assistance to Needy Families Program (TANF), which replaced AFDC.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

Insert X

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 20.437 (2) (cr) of the statutes is created to read:

3 20.437 (2) (cr) *Liability for overpayments collected under the Aid to Families*
4 *with Dependent Children Program.* A sum sufficient to pay any remaining liability

1 to the federal government related to overpayments made under the program under
2 s. 49.19 that were collected by the department of workforce development after the
3 commencement of the federal Temporary Assistance for Needy Families Program
4 under 42 USC 601 to 619. The amount of any remaining liability shall be determined
5 by the secretary of children and families in consultation with the federal secretary
6 of health and human services.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

7 **SECTION 2.** 20.437 (2) (cr) of the statutes, as created by 2009 Wisconsin Act
8 (this act), is repealed.

****NOTE: This SECTION involves a change in an appropriation, but should not be reflected in the revised schedule in s. 20.005, stats., because of a delayed effective date.

9 **SECTION 9408. Effective dates; Children and Families.**

10 (1) OVERPAYMENTS UNDER AFDC. The repeal of section 20.437 (2) (cr) of the
11 statutes takes effect on ~~June 30~~, 2011. and 49.175(1)(s)

12 (END)

✓ July 1

✓ insert 2-9

NO ~~4~~ treatment of section 49.175(1) of the statutes
(intro.) (by SECTION X) and the
✓ intro. A

**2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0314/P2ins
PJK:.....

INSERT A

NOH
The bill also makes *GPR* a specific allocation for those payments in fiscal year 2009-10 from the general purpose revenue appropriation and from federal Child Care Development Funds and moneys received under TANF.

(END OF INSERT A)

INSERT 2-9

1 **SECTION 1.** 49.175 (1) (intro.)[✓] of the statutes is amended to read:

2 49.175 (1) ALLOCATION OF FUNDS. (intro.)[✓] Except as provided in sub. (2), within
3 the limits of the appropriations under s. 20.437 (2) (a), (cm), (cr)[✓] (dz), (k), (kx), (L),
4 (mc), (md), (me), and (s), the department shall allocate the following amounts for the
5 following purposes:

*auto
ref A* 6 History: 1997 a. 27, 105, 236, 237, 35[✓], 318; 1999 a. 9; 2001 a. 16, 104[✓]; 2003 a. 33, 321, 327; 2005 a. 25, 254; 2007 a. 5, 20, 226. [✓]

7 **SECTION 2.** 49.175 (1) (intro.)[✓] of the statutes, as affected by 2009 Wisconsin Act
8 (this act), is amended to read:

9 49.175 (1) ALLOCATION OF FUNDS. (intro.)[✓] Except as provided in sub. (2), within
10 the limits of the appropriations under s. 20.437 (2) (a), (cm), (~~er~~)[✓] (dz), (k), (kx), (L),
11 (mc), (md), (me), and (s), the department shall allocate the following amounts for the
12 following purposes:

13 **SECTION 3.** 49.175 (1) (s)[✓] of the statutes is created to read:

14 49.175 (1) (s)[✓] *Aid to Families with Dependent Children overpayments liability.*
15 For payment of liability to the federal government related to overpayments made
16 under the program under s. 49.19, \$13,183,900[✓] in fiscal year 2009-10[✓] and \$0[✓] in fiscal
17 year 2010-11.

18 **SECTION 4.** 49.175 (1) (s)[✓] of the statutes, as created by 2009 Wisconsin Act
 (this act), is repealed.

(END OF INSERT 2-9)

Kahler, Pam

From: Grimsrud, Sarah - DOA [Sarah.Grimsrud@wisconsin.gov]
Sent: Friday, January 30, 2009 6:39 PM
To: Kahler, Pam
Cc: Hanaman, Cathlene; Kraus, Jennifer - DOA
Subject: Drafting Request for Budget Bill

Hi Pam,

I know that it is really late in the game, but I am hoping it wouldn't be too much trouble to create a new Federal Appropriation for Federal Stimulus dollars related to the Child Care and Development Block Grant.

Also, whatever the appropriation alpha is, I need it to be included in the fund sources in the intro. of s.49.175 as I believe the funds received should go toward the Public Assistance and Local Assistance allocations. I want to create this appropriation because I believe it should be included in the TANF/CCDF funds that related to the 49.175 allocations.

Thanks Pam

Sarah

Sarah E. Grimsrud
Executive Policy & Budget Analyst
State Budget Office
Division of Executive Budget & Finance
Wisconsin Department of Administration
(608) 266-2288



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-0314/P2

PJK:jld:ph

rmz

DOA:.....Grimsrud, BB0034 - AFDC collections repayment to federal government

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

D. v. e.

AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

PUBLIC ASSISTANCE

This bill creates a general purpose revenue (GPR) appropriation for paying the federal government any remaining liability of the state to turn over to the federal government overpayments under the Aid to Families with Dependent Children Program (AFDC) that were collected by DWD after the commencement of the federal Temporary Assistance to Needy Families Program (TANF), which replaced AFDC. The bill also makes a specific allocation for those payments in fiscal year 2009-10 from the GPR appropriation and from federal Child Care Development Funds and moneys received under TANF.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 20.437 (2) (cr) of the statutes is created to read:

20.437 (2) (cr) *Liability for overpayments collected under the Aid to Families with Dependent Children Program.* A sum sufficient to pay any remaining liability to the federal government related to overpayments made under the program under s. 49.19 that were collected by the department of workforce development after the commencement of the federal Temporary Assistance for Needy Families Program under 42 USC 601 to 619. The amount of any remaining liability shall be determined by the secretary of children and families in consultation with the federal secretary of health and human services.

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 2. 20.437 (2) (cr) of the statutes, as created by 2009 Wisconsin Act (this act), is repealed.

****NOTE: This SECTION involves a change in an appropriation, but should not be reflected in the revised schedule in s. 20.005, stats., because of a delayed effective date.

SECTION 3. 49.175 (1) (intro.) of the statutes is amended to read:

49.175 (1) ALLOCATION OF FUNDS. (intro.) Except as provided in sub. (2), within the limits of the appropriations under s. 20.437 (2) (a), (cm), (cr), (dz), (k), (kx), (L), (mc), (md), (me), and (s), the department shall allocate the following amounts for the following purposes:

SECTION 4. 49.175 (1) (intro.) of the statutes, as affected by 2009 Wisconsin Act (this act), is amended to read:

49.175 (1) ALLOCATION OF FUNDS. (intro.) Except as provided in sub. (2), within the limits of the appropriations under s. 20.437 (2) (a), (cm), (~~cr~~), (dz), (k), (kx), (L), (mc), (md), (me), and (s), the department shall allocate the following amounts for the following purposes:

SECTION 5. 49.175 (1) (~~s~~) of the statutes is created to read:

→ 49.175 (1) (s) ^K *Aid to Families with Dependent Children overpayments liability.*

For payment of liability to the federal government related to overpayments made under the program under s. 49.19, \$13,183,900 in fiscal year 2009-10 and \$0 in fiscal year 2010-11.

→ SECTION 6. 49.175 (1) (s) ^K of the statutes, as created by 2009 Wisconsin Act
(this act), is repealed.

SECTION 9408. Effective dates; Children and Families.

(1) OVERPAYMENTS UNDER AFDC. The treatment of section 49.175 (1) (intro.) (by SECTION 4) of the statutes and the repeal of sections 20.437 (2) (cr) and 49.175 (1) (s) of the statutes take effect on July 1, 2011.

(END)

D-rose

Sarah:

Date

LRB 0314/1dn
PSK: jf

I redrafted this to change
s. 49.175 (1) (s) to s. 49.175 (1) (k).
Section 49.175 (1) (ze) is renumbered
to s. 49.175 (1) (s) in LRB-0317.
This also includes the federal economic
stimulus appropriation.
PJK

**2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0314/lins
PJK.....

INSERT 2-A

1 **SECTION 1.** 20.437 (2) (mf) of the statutes is created to read:
2 20.437 (2) (mf) *Federal economic stimulus funds*. All federal economic stimulus
3 funds received by the state related to the Child Care and Development Block Grant.
4 In this paragraph, "federal economic stimulus funds" means federal moneys received
5 by the state, pursuant to federal legislation enacted during the 111th Congress for
6 the purpose of reviving the economy of the United States.

 ****NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

(END OF INSERT 2-A)

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0314/1dn
PJK:kjf:nwn

January 30, 2009

Sarah:

I redrafted this to change s. 49.175 (1) (s) to s. 49.175 (1) (k). Section 49.175 (1) (ze) 1. is renumbered to s. 49.175 (1) (s) in LRB-0317. This also includes the federal economic stimulus appropriation.

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.wisconsin.gov

Kahler, Pam

From: Grimsrud, Sarah - DOA [Sarah.Grimsrud@wisconsin.gov]
Sent: Friday, January 30, 2009 6:39 PM
To: Kahler, Pam
Cc: Hanaman, Cathlene; Kraus, Jennifer - DOA
Subject: Drafting Request for Budget Bill

Hi Pam,

I know that it is really late in the game, but I am hoping it wouldn't be too much trouble to create a new Federal Appropriation for Federal Stimulus dollars related to the Child Care and Development Block Grant.

Also, whatever the appropriation alpha is, I need it to be included in the fund sources in the intro. of s.49.175 as I believe the funds received should go toward the Public Assistance and Local Assistance allocations. I want to create this appropriation because I believe it should be included in the TANF/CCDF funds that related to the 49.175 allocations.

Thanks Pam

Sarah

Sarah E. Grimsrud
Executive Policy & Budget Analyst
State Budget Office
Division of Executive Budget & Finance
Wisconsin Department of Administration
(608) 266-2288

02/01/2009

Kahler, Pam

From: Grimsrud, Sarah - DOA [Sarah.Grimsrud@wisconsin.gov]
Sent: Saturday, January 31, 2009 12:34 PM
To: Kahler, Pam
Cc: Hanaman, Cathlene; Kraus, Jennifer - DOA
Subject: FW: LRB Draft: 09-0314/1 AFDC collections repayment to federal government
Attachments: 09-0314/1.pdf; 09-0314/1dn.pdf

Hi Pam,

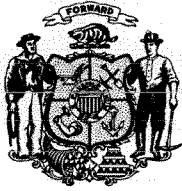
I just need to make sure that the appropriation that was created 20.437 (2)(mf) is referenced in the intro of 49.175. I think the only change to this draft would be to add a reference to 2mf in Section 4. Thanks Pam.

Sarah

Sarah E. Grimsrud
Executive Policy & Budget Analyst
State Budget Office
Division of Executive Budget & Finance
Wisconsin Department of Administration
(608) 266-2288

From: Natzke, Noah [mailto:Noah.Natzke@legis.wisconsin.gov]
Sent: Friday, January 30, 2009 7:41 PM
To: Grimsrud, Sarah - DOA
Cc: Hanle, Bob - DOA; Hanaman, Cathlene - LEGIS; Beadles, Kathleen - DOA
Subject: LRB Draft: 09-0314/1 AFDC collections repayment to federal government

Following is the PDF version of draft 09-0314/1.



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-0314/

PJK:ld&kj:awn

stays ²

DOA:.....Grimsrud, BB0034 - AFDC collections repayment to federal government

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

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1 AN ACT [✓]; relating to: the budget.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

PUBLIC ASSISTANCE

This bill creates a general purpose revenue (GPR) appropriation for paying the federal government any remaining liability of the state to turn over to the federal government overpayments under the Aid to Families with Dependent Children Program (AFDC) that were collected by DWD after the commencement of the federal Temporary Assistance to Needy Families Program (TANF), which replaced AFDC. The bill also makes a specific allocation for those payments in fiscal year 2009-10 from the GPR appropriation and from federal Child Care Development Funds and moneys received under TANF.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 20.437 (2) (cr) [✓] of the statutes is created to read:

1 20.437 (2) (cr) *Liability for overpayments collected under the Aid to Families*
2 *with Dependent Children Program.* A sum sufficient to pay any remaining liability
3 to the federal government related to overpayments made under the program under
4 s. 49.19 that were collected by the department of workforce development after the
5 commencement of the federal Temporary Assistance for Needy Families Program
6 under 42 USC 601 to 619. The amount of any remaining liability shall be determined
7 by the secretary of children and families in consultation with the federal secretary
8 of health and human services.

 ****NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

9 SECTION 2. 20.437 (2) (cr) of the statutes, as created by 2009 Wisconsin Act ...
10 (this act), is repealed.

 ****NOTE: This SECTION involves a change in an appropriation, but should not be
reflected in the revised schedule in s. 20.005, stats., because of a delayed effective date.

11 SECTION 3. 20.437 (2) (mf) of the statutes is created to read:

12 20.437 (2) (mf) *Federal economic stimulus funds.* All federal economic stimulus
13 funds received by the state related to the Child Care and Development Block Grant.
14 In this paragraph, "federal economic stimulus funds" means federal moneys received
15 by the state, pursuant to federal legislation enacted during the 111th Congress for
16 the purpose of reviving the economy of the United States.

 ****NOTE: This SECTION involves a change in an appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

17 SECTION 4. 49.175 (1) (intro.) of the statutes is amended to read:

18 49.175 (1) ALLOCATION OF FUNDS. (intro.) Except as provided in sub. (2), within
19 the limits of the appropriations under s. 20.437 (2) (a), (cm), (cr), (dz), (k), (kx), (L),
20 (mc), (md), (me), and (s), the department shall allocate the following amounts for the
21 following purposes:

for the purposes for which
made and received

1 **SECTION 5.** 49.175 (1) (intro.) of the statutes, as affected by 2009 Wisconsin Act
2 (this act), is amended to read:

3 49.175 (1) ALLOCATION OF FUNDS. (intro.) Except as provided in sub. (2), within
4 the limits of the appropriations under s. 20.437 (2) (a), (cm), ~~(er)~~, (dz), (k), (kx), (L),
5 (mc), (md), (me), and (s), the department shall allocate the following amounts for the
6 following purposes:

7 **SECTION 6.** 49.175 (1) (k) of the statutes is created to read:

8 49.175 (1) (k) *Aid to Families with Dependent Children overpayments liability.*

9 For payment of liability to the federal government related to overpayments made
10 under the program under s. 49.19, \$13,183,900 in fiscal year 2009-10 and \$0 in fiscal
11 year 2010-11.

12 **SECTION 7.** 49.175 (1) (k) of the statutes, as created by 2009 Wisconsin Act ...
13 (this act), is repealed.

14 **SECTION 9408. Effective dates; Children and Families.**

(1) OVERPAYMENTS UNDER AFDC. The treatment of section 49.175 (1) (intro.) (by SECTION 5) of the statutes and the repeal of sections 20.437 (2) (cr) and 49.175 (1) (k) of the statutes take effect on July 1, 2011.

18 (END)

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**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

date

LRB-0314/2dn
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at the end of the
biennium ✓

Sarah:

- * I added as a purpose for the economic stimulus funds, "for the purposes for which made and received," which is the same as in LRB-1639. I also removed the economic
- * stimulus funds appropriation from s. 49.175 (1) (intro.) with the delayed effective date. I hope these changes are okay.

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.wisconsin.gov

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0314/2dn
PJK:jld&kjf:ph

February 2, 2009

Sarah:

I added as a purpose for the economic stimulus funds, "for the purposes for which made and received," which is the same as in LRB-1639. I also removed the economic stimulus funds appropriation from s. 49.175 (1) (intro.) at the end of the biennium with the delayed effective date. I hope these changes are okay.

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.wisconsin.gov

Kahler, Pam

From: Grimsrud, Sarah - DOA [Sarah.Grimsrud@wisconsin.gov]
Sent: Tuesday, February 10, 2009 9:33 AM
To: Kahler, Pam
Subject: LRB 1059/2 and LRB 0314/1

Hi Pam,

I know it is really late in the game, but can I need to make a couple of changes to this drafts. I have included the exact changes needed, so hopefully you can cut and paste this into the drafts.

LRB 1059/2 changes needed:

Section 13. 49.145 (2)(n) of the statutes is repealed and recreated to read:

49.145 (2)(n) 1. The total number of months in which the individual or an adult member of the individual's Wisconsin Works group has received assistance under any of the following, does not exceed the federal time limit established under 42 USC 608 (a)(7), whether or not consecutive:

- The job opportunities and basic skills program under s. 49.193, 1997 stats. Active participation on or after October 1, 1996, in the job opportunities and basic skills program counts toward the 60-month limit.
- A Wisconsin Works employment position.
- Any program in this state or in any other state funded by a federal block grant for temporary assistance for needy families under title I of P.L. 104-193, if the individual received benefits under that program that were attributable to funds provided by the federal government.

2. Except as provided in subd. 4., in calculating the number of months in which the individual participated under subd. 1., the Wisconsin works agency shall include any month in which any adult member of a Wisconsin works group participated in a Wisconsin works employment position, if the individual was a member of that Wisconsin works group during that month.

3. A Wisconsin wWorks agency may extend the time limit under this paragraph only if the Wisconsin wWorks agency determines, in accordance with rules promulgated by the department, that unusual circumstances exist that warrant an extension of the participation period.

4. In calculating the number of months under subd. 1. and 2., a Wisconsin works Works agency...

Section 28. 49.147(5m)(a)1. of the statutes is amended to read:

49.147(5m)(a)1. The Wisconsin works Works agency, in consultation with the community steering committee established under s. 49.143 (2)(a) and the technical college district board, determines that the technical college education program is likely to lead to employment.

LRB 0314/1 changes needed:

Section 4. Please add reference to 49.175(2)(mf) in the list of appropriations in the intro.

Section 5. Please add reference to 49.175(2)(mf) in the list of appropriations in the intro.

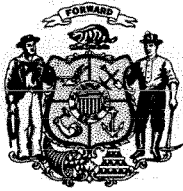
Thanks Pam,

Sarah

Sarah E. Grimsrud
 Executive Policy & Budget Analyst
 State Budget Office
 Division of Executive Budget & Finance
 Wisconsin Department of Administration
 (608) 266-2288

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 just in case....

02/10/2009



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-0314/2
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DOA:.....Grimsrud, BB0034 - AFDC collections repayment to federal government

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

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AN ACT relating to: the budget. ✓

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

PUBLIC ASSISTANCE

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For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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20 (END)



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-0314/3
PJK:jld&kjf:rs

DOA:.....Grimsrud, BB0034 - AFDC collections repayment to federal government

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

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